

BY THE
GOVERNOR OF THE STATE OF TEXAS

No. 41-392

REPRODUCED FROM THE
HOLDINGS OF THE
TEXAS STATE ARCHIVES

TO WHOM IT MAY CONCERN:

I have vetoed and I am filing with the Secretary of State, House Bill No. 591 which was passed at the recently-adjourned Regular Session of the Fiftieth Legislature.

H. B. No. 391

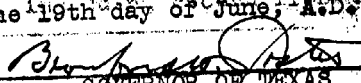
I am vetoing this bill because the Legislature had, previously in 1939, conferred upon the Supreme Courts the power to adopt rules of procedure in all civil cases. In response thereto the Supreme Court ~~did~~ adopt a set of rules in 1941, and these rules have been amended from time to time by the Supreme Court, since that time.

The Supreme Court at that time did not undertake to make any changes in the rules relating to tax suit. It continued into effect all statutes in effect immediately prior to September 1, 1941, prescribing rules of procedure in tax suit. The Supreme Court postponed enacting rules of procedure in tax suit.

Chief Justice Alexander of the Supreme Court of Texas assures me that the Supreme Court is now ready and will assume prescribed rules for procedure in tax suit.

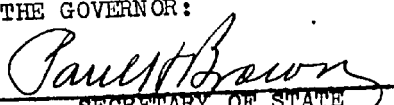
Since there will be less confusion and conflict in the rules of procedure in tax suit if the Supreme Court soon enacts such rules, and since I believe it safer practice to continue the rule making power in the Supreme Court and furthermore believing that there would be less confusion if the rules are prepared by the Supreme Court and not by the Legislature, I believe it to be the best interest of the Bench and Bar of Texas and to the rights of litigants in Texas that this bill be vetoed.

IN TESTIMONY WHEREOF I have hereunto signed my name officially and caused the Seal of State to be affixed hereto at Austin, this the 19th day of June, A.D., 1947.


GOVERNOR OF TEXAS
FILED IN THE OFFICE OF THE
SECRETARY OF STATE

BY THE GOVERNOR:

THIS 20th DAY OF June 19 47 2983
AT 12 O'CLOCK AND — MINUTES


SECRETARY OF STATE


Secretary of State